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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

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March 14, 2005

FACSIMILE COVER SHEET

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Enclosures:

Fax Cover Sheet containing Certificate of
Facsimile Transmission (1 page)
Request for Refund containing Certificate of
Facsimile Transmission (2 pages)

From: Douglas A. Scholer
Reg. No. 52,197

Re: U.S. Patent Application
Serial No. 10/021,665
Filed: December 7, 2001
Applicant: Bradley Dickey
Art Unit: 3621
Confirmation No.: 5763
Our Ref: HILB/723C1

Pages: 3 (including cover sheet)

**MESSAGE/COMMENTS
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Judith L. Volk
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March 14, 2005
Date

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Judith L. Volk
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March 14, 2005
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bradley Jade Dickey et al. Art Unit: 3621
Serial No.: 10/021,665 Examiner: Cristina O. Sherr
Filed: December 7, 2001 Atty. Docket No.: HILB/723C1
For: PET CARE PRODUCTS AND METHOD OF PROVIDING PET CARE
PRODUCTS, SERVICES AND INFORMATION

REQUEST FOR REFUND

Mail Stop 16
Director of the US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is for the purpose of requesting a refund of \$120.00 for the inappropriate charges to Applicants' representative's Deposit Account 23-3000 on February 17, 2005 for a one-month extension of time fee levied in connection with Applicants' filing of a Response to Notice of Non-Compliant Amendment. This request is based upon the following:


Applicants timely filed an Amendment and Response on November 24, 2004 via facsimile transmission in response to the non-final Office Action mailed by the Office on August 25, 2004. Applicants received a Notice of Non-Compliant Amendment mailed by the Office on December 6, 2004 and timely filed a revised "Amendments to the Claims" section of the November 24, 2004 response via facsimile transmission on January 6, 2005.

Applicants assert that, since the filing of the Response of January 6, 2005 was within the one-month period for response to the above-mentioned Notice of Non-Compliant Amendment, no extension of time fees should be due. Applicants therefore respectfully request a refund of the \$120.00 charged by the Office for one-month extension of time fees. The refund may be made either via check made payable to Applicants' representatives, or via a credit to Deposit Account 23-3000, whichever is most convenient for the Office.

If there are any questions regarding this paper, please contact the undersigned at (513) 241-2324. Moreover, if any other charges or credits are necessary to complete this communication, please apply them to Deposit Account 23-3000.

Respectfully submitted,

3/14/05
Date


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